

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4245-01
Bill No.: HB 1643
Subject: Health Care; Health Care Professionals; Hospitals, Medical procedures and Personnel
Type: Original
Date: February 20, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Missouri Department of Conservation**, the **Department of Economic Development - Division of Professional Registration**, the **Department of Social Services**, the **Department of Insurance**, the **Department of Transportation**, the **Missouri Consolidated Health Care Plan**, the **Department of Health and Senior Services**, the **Department of Mental Health**, and the **Department of Public Safety - Missouri State Highway Patrol** assume this proposal would not fiscally impact their agencies.

Officials from the **Department of Corrections (DOC)** state that DOC already meets the standard proposed in this legislation by having computerized medical records. DOC states printing out records may prove to have some fiscal impact for the DOC, however it is assumed to be a minimal amount that could be absorbed within existing resources.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal requires physicians to maintain adequate, complete, and legible medical records for each patient. Physicians may maintain electronic records if the records can be printed for review by the Board of Registration for the Healing Arts. The proposal specifies the contents for an adequate and complete medical record. Physicians or a physician's designee are required to maintain the medical records for a period of seven years from the last date of service provided to a patient.

DESCRIPTION (continued)

Physicians are required to clearly mark and sign any corrections, additions, or changes to any patient medical record made after a 48-hour period from the final entry in a medical record. Consultative reports are considered an adequate medical record for a radiologist, pathologist, or a consulting physician.

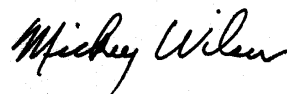
The board is prohibited from initiating disciplinary action as required in subsection 2 of Section 334.100, RSMo, against a physician who violates provisions contained in the proposal. If the board initiates a disciplinary action against a physician for any reason other than a violation of the proposal, the board can allege a violation of the bill as an additional cause for disciplinary action as contained in subdivision 6 of subsection 2 of Section 334.100.

The board is prohibited from obtaining a patient medical record without written authorization from the patient or the issuance of a subpoena for the patient medical record.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Missouri Department of Conservation
Department of Economic Development -
Division of Professional Registration
Department of Social Services
Department of Insurance
Department of Transportation
Missouri Consolidated Health Care Plan
Department of Health and Senior Services
Department of Public Safety -
Missouri State Highway Patrol
Department of Corrections
Department of Mental Health



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February 20, 2002